

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 17, 2008

DIVISION ONE

B194434 Edwards
 v.
 Los Angeles Unified School District et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION THREE

Court convened at 9:34 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B198980 People v. Gonzalez
B197160 People v. Vejar

Argument waived, cause submitted.

B200933 People
 v.
 Hector M.

Merits:

Argued by Lea R. Geller for appellant and by Eric Reynolds, deputy attorney general for respondent. Cause submitted.

DIVISION THREE (continued)

B202200 The Right Site Coalition

v.

Los Angeles Unified School District, et al.

Merits:

Argued by Patrick A. Perry for appellants and by Robert P. Silverstein for respondent. Cause submitted.

B196404 Certified Environments, Inc., et al.

v.

NCB Capital Corporation

Merits:

Argued by Joan M. Cotkin for appellants and by Matthew Hoffman for respondent. Cause submitted.

B199529 Applied Business Software, Inc.

v.

Pacific Mortgage Exchange, Inc.

Merits:

Argued by Christopher McIntire for appellant and by David Grenardo for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

DIVISION THREE (continued)

Each of the following:

B201338 People v. Rafael M.
B202000 People v. Cargile
B200286 Hilton v. Bressler, et al.
B204191 Seoul Bank of California v. Wang

Argument waived, cause submitted.

B200394 Gornik
 v.
 County of Los Angeles

Merits:

Argued by John Courtney for appellant and by Brian Chu, deputy county counsel for respondent. Submission deferred.

B194163 People
 v.
 Kim, et al.

Merits:

Argued by Stephen Bucklin and Roberta Simon for appellants and by Gary Lieberman, deputy attorney general for respondent. Cause submitted.

B201957 Fink
 v.
 Moreno, Becerra & Guerrero

Merits:

Argued by appellant David Fink, in propria persona and by Gary Lorch for respondent. Cause submitted.

June 17, 2008 (Continued)

DIVISION THREE (continued)

B194078 Cohen
v.
Johnson & Johnson, et al.

Merits:
Argued by Michael Eyerly for appellant and by Mark Hellenkamp for respondents. Cause submitted.

Court adjourned.

DIVISION FOUR

B199896 Uhrich (Not for Publication)
v.
Nabatmama

The judgment executed on December 15, 2006 is reversed. The court is ordered to reinstate the prior judgment entered on August 29, 2006. Plaintiff shall recover her costs on appeal.

Willhite, J.

We concur: Epstein, P.J.
Manella, J.

B201247 Brien (Not for Publication)
v.
City of Los Angeles et al.

The judgment is affirmed. Respondent(s) to recover costs.

Willhite, J.

We concur: Epstein, P.J.
Manella, J.

June 17, 2008 (Continued)

DIVISION FOUR (continued)

B175135 People (Not for Publication)

V.

Strong et al.

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.
Suzukawa, J.

B201724 People (Not for Publication)

V.

Ramirez

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FIVE

B201508 Robert J. Libby (Not for Publication)

V.

Farmers Insurance Exchange

The judgment is affirmed. Defendant, Farmers Insurance Exchange, is awarded its costs on appeal from plaintiff, Robert J. Libby.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

DIVISION FIVE (continued)

B199432 People (Not for Publication)

v.

Arthur Silva

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B205585 Los Angeles County, D.C.S. (Not for Publication)

v.

Ramon C.

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Armstrong, J.

B201475 Los Angeles County, D.C.S. (Not for Publication)

v.

Cornell H.

The judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION FIVE (continued)

B198227 Gayle Susan Palitz
v.
David L. Clark

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SIX

B200632 Elinski (Not for Publication)
v.
Palm Colony HOA, et al.

The judgment (order of dismissal) is affirmed. Respondents shall recover their costs on appeal.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

[illegible]

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J.

DIVISION SEVEN

B184453 Kline (Not for Publication)
v.
The Redevelopment Agency of the City of Pomona, et al.

The judgment and orders are affirmed. Kline and Agency to bear their own costs on appeal. Home Depot, Credit Suisse, Pomona Marketplace, CA Fund Investments, Inc. and Northridge Commercial to recover their costs on appeal.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B198959 Casden (Not for Publication)
v.
Casden

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

B195649 People (Not for Publication)
v.
Sanchez

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

DIVISION SEVEN (continued)

B202955 In re E.M.
Los Angeles County, D.C.S. (Not for Publication)
v.
Angela D.

The order of the juvenile court terminating the parental rights of Angela D.
is affirmed.

Perluss, P.J.

We concur: Woods, J.
 Zelon, J.

B194415 People (Not for Publication)
v.
Barraza et al.

As to both Barraza and Verdugo, the judgment is modified to include imposition of a 25-year-to-life firearm-use enhancement under section 12022.53, subdivision (d) (Barraza) or section 12022.53, subdivisions (d) and (e)(1) (Verdugo), on count 1, in addition to the 25-year-to-life term for conspiracy to commit murder and assault with a firearm, all stayed pursuant to section 654. As to Verdugo only, the judgment is also modified as to count 3 to strike the firearm enhancement under section 12022, subdivision (a), and to replace the four-year gang enhancement imposed under section 186.22, subdivision (b)(1)(A), with a five-year enhancement pursuant to section 186.22, subdivision (b)(1)(B). As modified, the judgment is affirmed. The abstract of judgment is ordered corrected to reflect these changes. The superior court is directed to prepare a corrected abstract of judgment and to forward it to the Department of Corrections and Rehabilitation.

Perluss, P.J.

We concur: Woods, J.
 Zelon, J.

June 17, 2008 (Continued)

DIVISION SEVEN (continued)

B195281 Long (Certified for Publication)
v.
Century Indemnity Company et al.

The order dismissing the action is affirmed. The respondent insurance companies are to recover their costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

DIVISION EIGHT

B197924 People (Not for Publication)
v.
Bravo

The trial court's denial of appellant's motion to vacate is affirmed.

Cooper, P.J.

We concur: Rubin, J.
Flier, J.